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4 ERIC VALLETT,
5 Plaintiff,
6 v.
7 DIVERSIFIED COLLECTION SERVICES,
8 INC.,
9 Defendant.

10 Case No. 12-cv-01210-JST

11 **MINUTE ORDER REGARDING THE
PARTIES' VOLUNTARY DISMISSAL
OF THE CASE**

12 Re: Dkt. No. 40.

13 Plaintiff Eric Vallett and Defendant Diversified Collection Services, Inc. have advised the
14 Court that they have agreed to a settlement of this cause, and have stipulated that Plaintiff's cause
15 against Defendant and Does 1-10 should be dismissed with prejudice. Dkt. No. 40. The Court
16 construes the parties' stipulation and proposed order as notice by Plaintiff that he is voluntarily
17 dismissing his claims with prejudice. Under Rule 41(a)(1)(A)(ii) of the federal rules of civil
18 procedure, since the stipulation of dismissal is signed by all parties who have appeared, the
19 Plaintiff may dismiss the action without leave of court.

20 Accordingly, no action by the Court is required on the motion. This action has been
21 dismissed with prejudice. The Clerk is directed to close the file.

22 **IT IS SO ORDERED.**

23 Dated: February 28, 2013

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27 Jon S. Tigar
28 United States District Judge